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Counsel to Plaintiff RDC Liquidating Trust

**UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NEW YORK**

In re:

ROCHESTER DRUG CO-OPERATIVE, INC.

Debtor.

Chapter 11

Case No. 20-20230 (PRW)

Advisory Trust Group, LLC, as trustee of the RDC
LIQUIDATING TRUST,

Plaintiff,

v.

PERNIX THERAPEUTICS, INC.; PERNIX
THERAPEUTICS, LLC; PERNIX HOLDCO 3 LLC,
PERNIX THERAPEUTICS HOLDINGS, INC.,
CURRAX HOLDINGS LLC,

Defendant.

Adv. Proc. No. 22-02043 (PRW)

NOTICE OF DISMISSAL

PLEASE TAKE NOTICE that pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, as made applicable herein by Rule 7041 of the Federal Rules of Bankruptcy Procedure, Plaintiff, Advisory Trust Group, LLC, as trustee of the RDC Liquidating Trust, hereby dismisses, with prejudice, its Complaint against defendants Pernix Therapeutics, Inc., Pernix Therapeutics,

LLC, Pernix Holdco 3 LLC, Pernix Therapeutics Holdings, Inc., and Currax Holdings LLC (the “Defendants”) in the above-captioned adversary proceeding. The Defendants have not filed an answer, responsive pleading, or motion for summary judgment in this adversary proceeding.

Dated: July 5, 2022

PACHULSKI STANG ZIEHL & JONES LLP

/s/ Ilan D. Scharf

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